

MINUTES
WV RACING COMMISSION
Friday, June 22, 2012 10:00 A.M.
WV Lottery Conference Room

The WV Racing Commission met on June 22, 2012, at 10:00 AM to conduct business and consider administrative matters. Roll call was taken and present were Chairman Joe Smith and Commissioner Jack Rossi, with Commissioner Greg McDermott via conference call. Counsel was represented by Kelli Talbott and Anthony Eates.

Approval of May 18th Minutes

The Commissioners and both attorneys received the minutes from the May 18th, 2012 meetings prior to this meeting. Mr. Rossi moved to accept the minutes, Mr. McDermott seconded the motion. The Commissioners approved the May 18th, 2012 minutes by unanimous consent.

Occupational permit application, Shane Myers

Mr. Rossi moved to defer any discussion until the next meeting due to no FBI fingerprint report to date. Mr. McDermott seconded it, the Commission deferred it until the next meeting.

Thoroughbred purse increase / calculation issue

Maria Castignani, on behalf of the Charles Town HBPA, asked to withdraw the request for any purse increase due to increased competition from other tracks in the region. No motion was needed; the request was withdrawn and the minimum purses remain unchanged at both tracks.

Greyhound testing lab update

Mr. Amores stated that Iowa University, Dalare, and the Center for Tox Services have been contacted. The new modern technologies have the ability to test for anything and everything, as well as the ability to enact random testing to keep the tracks at zero tolerance, as required by statute.

Capital Improvement request, Charles Town Races, \$75,000 for motor grader

Upon motion by Mr. Rossi, seconded by Mr. McDermott, the Commission agreed to pay for this, under the condition a dated invoice be received showing the exact amount Charles Town paid.

Capital Improvement request, Charles Town Races, \$19,000 for landscaping

Upon motion by Mr. Rossi, seconded by Mr. McDermott, the Commission agreed to reimburse this, under the condition that pictures and schematics be provided showing the new landscaping was for fireproofing, not aesthetics only.

Approval of Mardi Gras kennel contract with Danny Clayton, DKC Greyhounds, Inc.

Mr. Rossi noted the contract for Mr. Clayton, following discussion that the Commission doesn't need to vote on individual contracts after having approved the form of the kennel contract in a previous meeting.

Update, Wheeling Island kennel compound repairs

Mr. Amores shared an email from Ms. Horvath stating they are still seeking bids for maintenance and cleaning of the air conditioning units. Delaware North requires 3 bids, only 2 have been received to date. Ms. Horvath will give a further update in July.

Update, ejection appeal hearings

Ms. Talbott announced that the ejection appeals forms are now available on the website. Once the appeals are sent to her, she must have a current permit and contacts the Stewards for permit history. Upon issuance of a permit, an ejection appeal can be filed.

Update, Greyhound, Thoroughbred, and Pari-Mutuel Wagering Rules

Ms. Talbott updated that the Revenue Secretary forwarded all Rules without change. They are now at the Governor's for his approval, to be followed by the Revenue Secretary's signature. At that time, our counsel will deliver to the Secretary of State and they will be up for a thirty day Public Comment period. Any amendments will be done by the end of August. Ninety days following this, the new Rules are in effect.

Jockey mount fee settlement

During Public comment section, Mr. Zimny said they are nearing a settlement, which should be complete by mid July.

Adjournment

The next Racing Commission meeting is set for July 23, 2012, at the Lottery building, at 10 AM.